

2:11CR192

SEALED

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2011 MAY 24 PM 3:53

5
6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 **-oOo-**

9 UNITED STATES OF AMERICA,) INDICTMENT
10)
PLAINTIFF,)
11) 2:11-CR-00192
VS.)
12)
JAMES E. TINNELL, MD) **Motion to Unseal**
13)
DEFENDANT.)
14)
15 _____

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17 The United States, by the undersigned, respectfully moves the Court for an order
18 unsealing the Indictment in this case prior to the defendant's initial appearance and arraignment.

19 In support of this motion, the United States states as follows:

20 1. On May 18, 2011, the federal grand jury returned a twelve count indictment
21 against the defendant alleging drug distribution. The Court issued an arrest warrant. The Court
22 also sealed the indictment upon motion of the United States.

23 2. On May 24, 2011, pursuant to the arrest warrant, case agents arrested the
24 defendant, in conjunction with the execution of a search warrant at his place of business.

25 3. The United States anticipates that the defendant will make his initial
26 appearance on the charges in the indictment on May 25, 2011 (or even May 26, 2011).


1 4. The United States respectfully submits that because the defendant has been
2 arrested, the need for sealing has disappeared. It seeks an Order from Court unsealing the
3 indictment forthwith, in advance of the defendant's initial appearance.

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5 Respectfully submitted,
6 DANIEL G. BOGDEN
7 United States Attorney

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9 CRANE M. POMERANTZ
10 Assistant United States Attorney

11 Dated: May 24, 2011.

12 **SO ORDERED:**

13 
14 United States Magistrate Judge

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5-24-11
Date